

gfw



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

SRIVASTAVA et al.

Atty. Ref.: 4062-117

Serial No. 10/813,436

TC/A.U.: 2857

Filed: March 31, 2004

Examiner: E. Desta

For: STOCHASTIC ANALYTICAL SOLUTION TO QUANTIFY
THE EARTH'S SUBSURFACE MEAN HEAT FLOW AND ITS
ERROR BOUNDS

* * * * *

November 3, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE OF
NON-COMPLIANT AMENDMENT**

The Notice of Non-compliant Amendment dated 10/17/2005 objects to the earlier submitted drawing replacement sheets under 37 C.F.R. §1.121(d).

However, the replacement sheets already submitted do already include the legend "replacement sheet" in a "header" area of each sheet. Accordingly, the already submitted replacement sheets are already in full compliance with 37 C.F.R. §1.121(d).

Nevertheless, in an effort to cure whatever has been a perceived problem, a new set of replacement sheets is herewith submitted wherein the legend "replacement sheet" appears in a higher position of the header area. In addition, the proposed amendment sheets have now been marked explicitly as "ANNOTATED MARKED UP

SRIVASTAVA et al.
Serial No. 10/813,436

DRAWINGS" (instead of "PROPOSED DRAWING AMENDMENTS" -- a label stamp that the undersigned has used without objection for many years). Hopefully these will be perceived as in compliance with 37 C.F.R. 1.121(d). If not, it is respectfully requested that the undersigned be telephoned so that any remaining perceived problem can be promptly corrected.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: Larry S. Nixon
Larry S. Nixon
Reg. No. 25,640

LSN:vc
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100